

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MICHAEL JOHN SHEMANSKI,

Case No. 18-cv-11535

Plaintiff,

UNITED STATES DISTRICT COURT
JUDGE

v.

GERSHWIN A. DRAIN

COMMISSIONER OF SOCIAL SECURITY.

UNITED STATES MAGISTRATE JUDGE
ELIZABETH A. STAFFORD

Defendant.

**ORDER ACCEPTING AND ADOPTING REPORT AND
RECOMMENDATION [#22] DENYING PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT [#16] AND GRANTING DEFENDANT'S
MOTION FOR SUMMARY JUDGMENT [#21]**

This matter is before the Court on cross motions for summary judgment regarding the Commissioner's decision to deny social security disability benefits to Plaintiff. Dkt. Nos. 16, 21. This Court referred the matter to Magistrate Judge Elizabeth A. Stafford. On June 6, 2019, she issued a Report and Recommendation recommending that this Court deny Plaintiff's Motion for Summary Judgment and grant Defendant's Motion for Summary Judgment. Dkt. No. 22, pg. 1 (Pg. ID 605). Neither party has filed objections to the Magistrate Judge's Report and Recommendation, and the time for filing objections has expired. *See* 28 U.S.C. § 636(b)(1)(C). Upon review of the parties' briefing and the Magistrate Judge's Report and Recommendation, the Court concludes that the Magistrate Judge

reached the correct conclusion. Therefore, the Court hereby ACCEPTS and ADOPTS Magistrate Judge Stafford's June 6, 2019 Report and Recommendation [#22] as this Court's findings of fact and conclusions of law. Plaintiff's Motion for Summary Judgment [#16] is DENIED and Defendant's Motion for Summary Judgment [#22] is GRANTED.

SO ORDERED.

Dated: July 15, 2019

s/Gershwin A. Drain
HON. GERSHWIN A. DRAIN
United States District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was mailed to the attorneys of record on this date, July 15, 2019, by electronic and/or ordinary mail.

s/Teresa McGovern
Case Manager